

REMARKS

The Applicant thanks the Examiner for the indication that claims 12-17 are allowable. Furthermore, the Applicant thanks the Examiner for the indication that claim 2 contains allowable subject matter. Claims 1 and 3-6 were rejected by the Office Action. Reconsideration of the claims as amended is respectfully requested.

A. Specification Objection

The Office Action objected to the specification for failing to provide antecedent basis for the terminology of "a frontal hemisphere" and "a rear hemisphere" as set forth in claim 12. The Applicant respectfully has changed the specification by adding an additional sentence into the paragraph found on page 6, line 9. The Applicant respectfully submits that this amendment to the specification provides sufficient basis for the terminology of "a frontal hemisphere" and "a rear hemisphere." No new matter has been presented as the drawings illustrate a helmet that inherently possesses hemispheres. Therefore, the Applicant respectfully submits that the specification is in condition for allowance:

B. Claim Rejection Under Section 103(a)

The Office Action rejected claims 1 and 3-6 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 5,533,500 to Her-Mou (hereinafter the "Her-Mou reference") in light of the U.S. Patent No. 3,362,403 to Fleming et al. (hereinafter the "Fleming reference"). The Applicant has cancelled claim 1 and therefore has respectfully submits that the rejection as to claim 1 is moot.

Claim 2 was indicated to have allowable subject matter and has been rewritten

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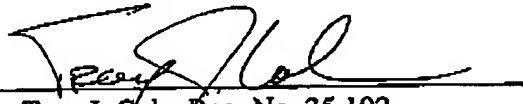
in independent form. Claim 2 has been rewritten to include all of the features of claim 1 from which it depends. Therefore, Applicant respectfully submits that claim 2 is in condition for allowance. Claims 3-6 have all been amended to now depend from allowable claim 2. As claims 3-6 all depend from claim 2, they include all of the features of claim 2 and therefore are allowable over the references of record because claim 2 is allowable over the references of record. Therefore, Applicant respectfully submits that the rejections under 35 U.S.C. § 103(a) are now moot.

C. Conclusion

Accordingly, it is believed that claims 2-6 and 12-17 are in condition for allowance. Reconsideration of the present application as amended is respectfully requested. The Examiner is invited to telephone the undersigned attorney to address any outstanding matters concerning the present application.

Respectfully submitted,

By


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